FILED
AUG 5 1969

IN THE

Supreme Court of the United States

OCTOBER TERM, 1969.

No. 320

WILLIAM M. HIYANE AND
ACRO CONTACT LENS SERVICE, INC.,
AN ILLINOIS CORPORATION,

Appellants,

vs.

THE HOUSE OF VISION, INC.,
A DELAWARE CORPORATION,

Appellee.

ON APPEAL FROM THE SUPREME COURT OF
THE STATE OF ILLINOIS

MOTION OF APPELLEE TO DISMISS APPEAL, OR IN ALTERNATIVE, TO AFFIRM THE JUDGMENT OF THE SUPREME COURT OF ILLINOIS.

LAWRENCE J. WEST,
LEO SIPRA,
134 South LaSalle Street,
Chicago, Illinois 60603,
(312) 782-4748,
Attorneys for Appellee.

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The appellee moves the Court, pursuant to Rule 16, to dismiss the appeal herein or, in the alternative, to affirm the judgment of the Supreme Court of Illinois, on the following grounds:

1. At no time throughout the proceeding below was the validity of a state statute drawn in question as being repugnant to the Constitution, treaties or laws of the United States.